

ORDINANCE NO. 179-12

BY: **LARRY NAPOLI**
(By Request - City Engineer)

AN ORDINANCE GRANTING RIGHT OF ACCESS TO THE BOARD OF PARK COMMISSIONERS OF THE CLEVELAND METROPOLITAN PARK DISTRICT FOR A RAIN GARDEN ON VACANT CITY PROPERTY LOCATED AT THE EAST END OF KLUSNER AVENUE (PERMANENT PARCEL NO. 451-11-002) IN THE CITY OF PARMA, AND DECLARING AN EMERGENCY

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PARMA, STATE OF OHIO:

Section 1. That the proposed Right of Access is hereby granted to the Board of Park Commissioners of the Cleveland Metropolitan Park District, by the City of Parma (as specified on the Right of Access Agreement attached in substantially similar form as Exhibit "A"), for the purpose of installing and monitoring rain gardens on property located at the east end of Klusner Avenue (Permanent Parcel No. 451-11-002) in the City of Parma, with the legal description included in the attached easement document, and later evaluating how these individual household actions can improve local water quality and quantity by improving management of stormwater, with payment of all costs related to be paid by the Board of Park Commissioners of the Cleveland Metropolitan Park District, and the Director of Public Service is hereby authorized and directed to enter into said Agreement on behalf of the City of Parma.

Section 2. That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.

Section 3. That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety, and welfare of the City of Parma, and for the further reason that this measure is necessary in order for this project to move forward in the near future, and this Ordinance shall become immediately effective upon receiving the affirmative vote of two-thirds of all members elected to Council and approval of the Mayor, otherwise from and after the earliest period allowed by law.

PASSED: _____ PRESIDENT OF COUNCIL

ATTEST: _____ APPROVED: _____
CLERK OF COUNCIL

FILED WITH
THE MAYOR: _____ MAYOR, CITY OF PARMA, OHIO